

Introduced by Senator Soto

February 16, 2005

An act to add Section 36623.1 to the Streets and Highways Code, relating to improvement districts.

LEGISLATIVE COUNSEL'S DIGEST

SB 351, as introduced, Soto. Property and business improvement districts.

The Property and Business Improvement District Law of 1994 authorizes a city or county to establish a property and business improvement district and to levy assessments on certain property or business owners for the purpose of providing improvements and promoting activities of benefit to the property or business owners.

This bill would require a member of a legislative body establishing a property and business improvement district, if the member also owns property or a business that would be subject to an assessment, to elect to either participate in the vote of the body to establish the district and the associated assessment, or in the process for a property or business owner to petition the legislative body for establishment of the district and to vote on the assessment, but would prohibit that person from participating in both of those processes.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 36623.1 is added to the Streets and
- 2 Highways Code, to read:
- 3 36623.1. Notwithstanding any other provision of law, a
- 4 member of a legislative body establishing a property and

1 business improvement district, if the member also owns property
2 or a business that would be subject to a proposed assessment
3 authorized by this chapter, shall elect to either participate in the
4 vote of the body to establish the district and the associated
5 assessment, or in the process established by this chapter for a
6 property or business owner to petition the legislative body and to
7 vote on the assessment, but may not participate in both of those
8 decision processes.

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